

# Exhibit 11

**Tim Hogan**

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**From:** WayneBerry@FCS2003.com  
**Sent:** Thursday, March 29, 2007 6:00 PM  
**To:** Timothy J. Hogan  
**Subject:** Re: Lenders  
**Signed By:** There are problems with the signature. Click the signature button for details.

 Redacted

Wayne Berry

----- Original Message -----

**From:** "Timothy J. Hogan" <tjh@loio.com>  
**To:** <WayneBerry@FCS2003.com>  
**Sent:** Thursday, March 29, 2007 4:55 AM  
**Subject:** Lenders

> I talked to Wes. Some of the noise was coming from the outstanding costs  
> from Berry Hex. They ran a report and it showed about 6.2m in costs for  
> things like deliveries, fax, postage and in house copies. I know I had  
> the  
> number of just in house copies of over 10m per Mollway order. To make a  
> long story short, he is reviewing my draft complaint and Bertelsmann and  
> the  
> Miramax cases. Assuming he signs off on the legal claims, if you pay 5m  
> in  
> outstanding costs, and deposit another 5m or more he will allow some form  
> of  
> a hybrid fee/contingent case   
>   
>   
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